

any remedy at law or in equity, which any party aggrieved by any such offense might or would have had if the said three sections had not been passed; but nevertheless the conviction of any such offender shall not be received in evidence in any action at law or suit in equity against him; and no banker, broker, merchant, factor, attorney or other agent as aforesaid shall be liable to be convicted by any evidence whatever as an offender against these sections in respect of any act done by him, if he shall at any time previous to his being indicted for such offense have disclosed such act on oath in consequence of any compulsory process of any court of law or equity in any action, suit or proceeding which shall have been *bona fide* instituted by any party aggrieved.

Fraud—Corporate Misrepresentation.

1888, art. 27, sec. 97. 1878, ch 170.

134. Any officer or agent whatsoever of any corporation who shall fraudulently sign, or in any other manner assent to any statement or publication, either for the public or the shareholders thereof, containing untruthful representations of its affairs, assets or liabilities with a view either to enhance or depress the market value of the shares therein, or the value of its corporate obligations, or in any other manner to accomplish any fraud thereby, shall be deemed guilty of a misdemeanor, and upon conviction thereof, by indictment in any court of law, shall be fined not less than one thousand dollars nor more than ten thousand dollars, and be imprisoned in jail or penitentiary, or either fined or imprisoned, at the discretion of the court, for not less than six months nor more than three years.

Fraud—Drugs.

1902, ch. 121, sec. 119 A.

135. Any person or corporation engaged in the business of selling drugs, medicines, chemicals or preparations for medical use or of compounding or dispensing physicians' prescriptions, who shall, in person or by his or its agents or employes, or as agent or employe of some other person, knowingly sell or deliver to any person a drug, medicine, chemical preparation for medicinal use, recognized or authorized by the latest edition of the United States pharmacopoea, or prepared according to the private formula of some individual or firm, other or different from the drug, medicine, chemical or preparation for medicinal use, recognized or authorized by the latest edition of